

IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

CARGILL, INCORPORATED,  
  
Plaintiff,  
  
v.  
  
M/T MALBEC, HER ENGINES,  
TACKLE, APPAREL, ETC., in  
rem,  
  
Defendant.

CASE NO. CV413-170

CLERK  
SO. DIST. OF GA.

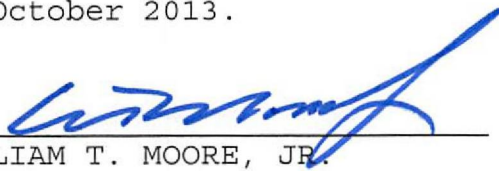
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FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

O R D E R

Before the Court is Plaintiff's Notice of Voluntary Dismissal. (Doc. 13.) Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), a plaintiff may dismiss an action by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Because Defendant has not filed an answer in this case, this action is **DISMISSED WITHOUT PREJUDICE**. The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED this 23<sup>RD</sup> day of October 2013.

  
WILLIAM T. MOORE, JR.  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA